

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA  
ANDERSON/GREENWOOD DIVISION

Phillip Stewart Yarbrough,	)	Civil Action No.: 8:15-cv-04930-RBH
	)	
Plaintiff,	)	
	)	
v.	)	<b>ORDER</b>
	)	
Nancy A. Berryhill, Acting	)	
Commissioner of the Social	)	
Security Administration,	)	
	)	
Defendant.	)	
_____	)	

On May 9, 2017, Plaintiff filed a motion seeking attorney's fees and expenses pursuant to the Equal Access to Justice Act,<sup>1</sup> asserting the position taken by Defendant in this action was not substantially justified. *See* ECF No. 23. Plaintiff requested an award of attorney's fees in the amount of \$4,656.94 and expenses in the amount of \$16.00. *Id.* On May 12, 2017, Defendant filed a response to Plaintiff's motion stating she does not oppose payment of Plaintiff's requested amount of attorney's fees and expenses. *See* ECF No. 24.

After careful consideration, the Court **GRANTS** Plaintiff's motion [ECF No. 23] and **ORDERS** Defendant to pay attorney's fees in the amount of \$4,656.94, subject to the Treasury Offset Program<sup>2</sup> if Plaintiff owes an outstanding debt to the federal government, and expenses in the amount of \$16.00. Pursuant to *Astrue v. Ratliff*, 560 U.S. 586 (2010), the attorney's fees shall be paid directly to Plaintiff and mailed to his attorney, with a copy sent to Plaintiff.

**IT IS SO ORDERED.**

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<sup>1</sup> 28 U.S.C. § 2412(d).

<sup>2</sup> 31 U.S.C. § 3716.

May 15, 2017  
Florence, South Carolina

s/ R. Bryan Harwell  
R. Bryan Harwell  
United States District Judge